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Attorneys for Defendant Lyft, Inc.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

_____	x	
	:	
KEARA NIEVES, on behalf of herself and all	:	Honorable Freda L. Wolfson, U.S.D.J
others similarly situated,	:	
	:	Civil Action No. 17-CV-06146 (FLW) (DEA)
Plaintiff,	:	
	:	
v.	:	DEFENDANT LYFT, INC.'S
	:	NOTICE OF MOTION
LYFT, INC., a corporation,	:	TO DISMISS THE COMPLAINT
	:	
Defendant.	:	Oral Argument Requested
	:	
	:	Return Date: November 6, 2017
	:	
_____	x	

PLEASE TAKE NOTICE that on November 6, 2017, at 9:00 a.m., or as soon thereafter as counsel may be heard, Defendant Lyft, Inc. ("Lyft") shall move through its attorneys Winston & Strawn LLP, before the Honorable Freda L. Wolfson, U.S.D.J. of the United States District Court for the District of New Jersey, Clarkson S. Fisher Building & U.S. Courthouse, 402 East State Street, Trenton, New Jersey 08608, for an order dismissing the Complaint pursuant to Federal Rules of Civil Procedure 9(b) and 12(b).

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Lyft shall rely upon the accompanying brief submitted herewith.

PLEASE TAKE FURTHER NOTICE that Lyft respectfully requests oral argument.

Dated: October 6, 2017

WINSTON & STRAWN LLP
Attorneys for Defendant Lyft, Inc.

By: /s/ James S. Richter
James S. Richter
jrichter@winston.com

CERTIFICATION OF SERVICE

I hereby certify that on October 6, 2017, a copy of Defendant's Notice of Motion to Dismiss the Complaint with supporting documents was electronically filed and served by ECF upon all counsel of record in this matter.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

Dated: October 6, 2017

/s/ James S. Richter
James S. Richter
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